



CWP-18982-2024

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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP-18982-2024**Date of decision: 08.08.2024**

Sumeet Sharma

....Petitioner

Versus

State of Punjab and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN PALLI
HON'BLE MR. JUSTICE VIKRAM AGGARWAL**

**Present: Mr. Balkaran Singh Aulakh, Advocate, and
Mr. Tanvir Joshi Advocate,
for the petitioner.**

ARUN PALLI, J. (Oral)

A Mandamus is prayed for, commanding respondents No.2 to 5 to issue a No Due Certificate (NDC), as also Form 'B', to the petitioner, which is mandatory for transfer of the plot/site No.132, measuring 20x125 feet, New Grain Market, Kotkapura, District Faridkot.

Learned counsel for the petitioner submits that the subject property was allotted to the late father of the petitioner (Sh. Amrit Lal Sharma), being proprietor of the firm, i.e. Sick Agro Service Centre, vide letter of allotment dated 12.08.2003 (P-1). Further, he submits that as father of the petitioner passed away on 14.01.2014, the said site/plot is required to be transferred in the name of the petitioner. It is urged that per the procedure, the petitioner had already deposited a sum of Rs.708/- on 21.12.2022 (P-4), with the Estate Branch, Punjab Mandi Board. However, though a considerable time has elapsed, but to date, the documents, as indicated above, have not been issued.

Served with the advance copy of the petition, Mr. Vipin Pal Yadav, learned Additional Advocate General, Punjab, for respondent No.1 and Mr. Gaurav Rana, Advocate, for respondents No.2 to 5, are present in Court.

At the outset, learned counsel for the respondent-Board submits that considering the nature of the issue, that is sought to be raised



by the petitioner, it would be expedient if the petition is disposed of, at this stage, to enable the competent authority to take cognizance of his concerns/grievances, and pass necessary orders, in accordance with law. Further, before any such orders are passed, the petitioner shall be heard, for which a formal communication shall also be issued to him, well in advance.

Learned counsel for the petitioner is in agreement with the course suggested by learned counsel for the respondent-Board, and submits that let this petition be disposed of, in terms of the statement made by him. However, it is urged that the authorities be directed to do the needful within a specified time.

In response, learned counsel for the respondent-Board submits that appropriate orders, as indicated above, shall be passed within four weeks from today.

In the wake of the position sketched out above and in terms of the statements made by learned counsel for the parties, the petition is accordingly disposed of.

This Court is sanguine that the authorities shall look into the matter in the right earnest. And the appropriate orders shall be passed within the time indicated by the learned counsel for the respondent-Board.

Needless to assert that this order shall not constitute any expression of opinion on the merits of the case of either party, for, as indicated earlier, the competent authority shall examine the concerns/grievances of the petitioner, strictly in accordance with law.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

08.08.2024
Ak Sharma

Whether speaking/reasoned	Yes
Whether reportable	Yes/No